

Customer Number: 000959

**DIVISIONAL-CONTINUATION APPLICATION TRANSMITTAL FORM**  
**UNDER RULE 1.53(b) (former Rule 1.60)**

DOCKET NUMBER	ANTICIPATED CLASSIFICATION OF THIS APPLICATION:		PRIOR APPLICATION SERIAL NUMBER: 09/227,595	PRIOR APPLICATION FILING DATE: JANUARY 8, 1999
RPN-001CN	CLASS:	SUBCLASS:	EXAMINER: L. HELMS	ART UNIT: 1642

COMMISSIONER FOR PATENTS  
 BOX PATENT APPLICATION  
 WASHINGTON, DC 20231

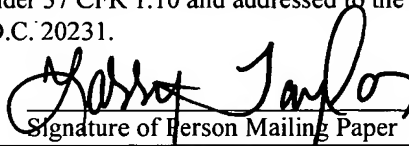
**CERTIFICATION UNDER 37 CFR 1.10**

Date of Deposit: December 20, 2001Mailing Label Number: EL 833315914 US

I hereby certify that this 37 CFR 1.53(b) request and the documents referred to as attached therein are being deposited with the United States Postal Service on the date indicated above in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 and addressed to the Commissioner for Patents, Box Patent Application, Washington, D.C. 20231.

Larry Taylor

Name of Person Mailing Paper

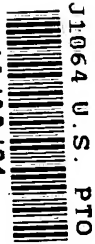

  
Signature of Person Mailing Paper

Dear Sir:

This is a request for filing a ☒ continuation ☐ divisional application under 37 CFR 1.53(b), of pending prior application serial no: 09/227,595 filed on January 8, 1999, entitled CTLA4-Cy4 Fusion Proteins (As Amended) which in turn is a divisional application of serial no. 08/595,590 filed on February 2, 1996 which was filed by the following named inventor(s):

<u>FULL NAME OF INVENTOR</u>	<u>RESIDENCE ADDRESS</u>	<u>CITIZENSHIP</u>
Gary S. Gray	32 Milton Road, Brookline, Massachusetts	USA
	<u>POST OFFICE ADDRESS</u>	
<u>FULL NAME OF INVENTOR</u>	<u>RESIDENCE ADDRESS</u>	<u>CITIZENSHIP</u>
Jerry Carson	2 Kent Street, Belmont, Massachusetts	USA
	<u>POST OFFICE ADDRESS</u>	
<u>FULL NAME OF INVENTOR</u>	<u>RESIDENCE ADDRESS</u>	<u>CITIZENSHIP</u>
Kashi Javaherian	27 Webster Street, Lexington, MA 02173	USA
	<u>POST OFFICE ADDRESS</u>	
<u>FULL NAME OF INVENTOR</u>	<u>RESIDENCE ADDRESS</u>	<u>CITIZENSHIP</u>
Cindy L. Jellis	28 Hill Road, Tilton, New Hampshire	USA
	<u>POST OFFICE ADDRESS</u>	

12/20/01



J1064 U.S. PTO

10027075 122001

J1036 U.S. PTO  
 10/027075  
 12/20/01



<u>FULL NAME OF INVENTOR</u>	<u>RESIDENCE ADDRESS</u>	<u>CITIZENSHIP</u>
Paul D. Rennert	2 Sky View Terrace, Holliston, Massachusetts	USA
	<u>POST OFFICE ADDRESS</u>	
<u>FULL NAME OF INVENTOR</u>	<u>RESIDENCE ADDRESS</u>	<u>CITIZENSHIP</u>
Sandra Silver	350 Marlborough Street, Boston, Massachusetts	USA
	<u>POST OFFICE ADDRESS</u>	

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this Continued Prosecution Application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

- ☒ This application discloses only subject matter disclosed in the prior application whose particulars are set out above and the inventor(s) in this application are
  - ☐ the same, or
  - ☒ less than those named in the prior application. Please delete the following named inventors:  
Cindy L. Jellis
- ☒ Enclosed is a copy of the latest inventor signed application, including the oath or declaration as originally filed. The copy of the enclosed papers is as follows:
  - ☒ 62 page(s) of specification
  - ☒ 10 page(s) of claims
  - ☒ 1 page(s) of abstract
  - ☒ 8 sheet(s) of drawing
  - ☒ 36 pages copy of executed Declaration and Power of Attorney

I hereby verify that the attached papers are a true copy of the prior complete application serial no. 09/227,595 as originally filed on January 8, 1999.
- ☐ Applicant claims small entity status. See 37 CFR 1.2.
- ☒ The filing fee is calculated below:

	NUMBER OF CLAIMS FILED			NUMBER EXTRA
TOTAL	14	MINUS	** 20	= 0
INDEP.	2	MINUS	*** 3	= 0
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS				

SMALL ENTITY	
RATE	FEE
x 9 =	\$0.00
x 42 =	\$0.00
+140 =	\$0.00
BASIC FEE	\$0.00
TOTAL	\$0.00


OTHER THAN A SMALL ENTITY	
RATE	FEE
x 18 =	\$0.00
x 84 =	\$0.00
+ 280 =	\$0.00
BASIC FEE	\$740.00
TOTAL	\$740.00

- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required in connection with this communication, or credit any overpayment, to Deposit Account No. 12-0080. A duplicate copy of this sheet is enclosed.
- ☒ Please charge the amount of \$740.00 for payment of the filing fee to our Deposit Account No. 12-0080.
- ☒ Cancel in this application original claims 1-55, 60, 64, 68 and 70-91 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
- ☒ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claims in the prior application.)

9. ☒ Amend the specification by inserting before the first line the sentence "This application is a continuation application of U.S. application serial no. 09/227,595 filed on January 8, 1999, pending, which in turn is a divisional application of U.S. application serial no. 08/595,590 filed on February 2, 1996, pending. The contents of all of the aforementioned application(s) are hereby incorporated by reference."
10. ☐ Please abandon said prior application as of the filing date accorded this application. A duplicate copy of this transmittal is enclosed for filing in the prior application file. (May be used if signed by person authorized by §1.138 and before payment of base issue fee.)
11. ☐ Transfer the drawings from the pending prior application to this application.
12. ☐ Priority of application serial no. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. §119.
- ☐ The certified copy has been filed in prior application serial no. \_\_\_\_\_ filed on \_\_\_\_\_.
- ☐ The certified copy will follow.
13. ☐ A \_\_\_\_\_ month extension of time has been submitted in the parent application Serial No. 09/227,595 in order to establish copendency with the present application and a copy is enclosed.
14. ☒ Also enclosed is an Information Disclosure Statement and a copy of an Associate Power of Attorney to Megan E. Williams; and Declarations Under 37 CFR by G. Gray, J. Carson, K. Javaherian, P. Rennert, and S. Silver (55 pgs.).
15. ☒ The power of attorney in the prior application is to Lahive & Cockfield.
- a. ☒ The power appears in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☐ A new power has been executed and is attached.
16. ☒ Address all future communications (May only be completed by applicant, or attorney or agent of record) to Amy E. Mandragouras, Esq. at **Customer Number: 000959** whose address is:
- Lahive & Cockfield, LLP  
28 State Street  
Boston, Massachusetts 02109
17. ☒ Any requests for extensions of time necessary in a parent application for establishing copendency between this application and a parent application are hereby requested and the Commissioner is authorized to charge any fee associated with such an extension to Deposit Account No. 12-0080.
18. ☐ Pursuant to 37 CFR 1.821(e), the computer readable form of the sequence listing for this new application is to be identical with the computer readable form of application serial no. \_\_\_\_\_. Please use the computer readable form of application serial no. \_\_\_\_\_ in lieu of filing a duplicate computer readable form in this application. Pursuant to 37 CFR 1.821(f), the content of the paper copy of the sequence listing for this new application, submitted with the Preliminary Amendment, and the computer readable form of application serial no. \_\_\_\_\_ are the same.

December 20, 2001  
Date

LAHIVE & COCKFIELD, LLP  
28 State Street  
Boston, Massachusetts 02109

  
Megan E. Williams, Esq.  
Reg. No. 43,270  
☐ inventor(s) ☐ filed under §1.34(a)  
☐ assignee of complete interest  
☒ attorney or agent of record

100205-12001